

# Daily Digest

## Senate

### Chamber Action

*Routine Proceedings, pages S8627–S8700*

**Measures Introduced:** Fifteen bills and two resolutions were introduced, as follows: S. 2938–2951, S.J. Res. 44, and S. Con. Res. 139. **Page S8673**

#### Measures Reported:

S. 198, to require the Secretary of the Interior to establish a program to provide assistance through States to eligible weed management entities to control or eradicate harmful, nonnative weeds on public and private land, with an amendment in the nature of a substitute. (S. Rept. No. 107–281)

S. 1846, to prohibit oil and gas drilling in Finger Lakes National Forest in the State of New York, with an amendment in the nature of a substitute. (S. Rept. No. 107–282)

H.R. 5063, to amend the Internal Revenue Code of 1986 to provide a special rule for members of the uniformed services in determining the exclusion of gain from the sale of a principal residence and to restore the tax exempt status of death gratuity payments to members of the uniformed services, with an amendment in the nature of a substitute. (S. Rept. No. 107–283)

S. 1883, to authorize the Bureau of Reclamation to participate in the rehabilitation of the Wallowa Lake Dam in Oregon. (S. Rept. No. 107–284)

S. 2018, to establish the T'uf Shur Bien Preservation Trust Area within the Cibola National Forest in the State of New Mexico to resolve a land claim involving the Sandia Mountain Wilderness, with an amendment in the nature of a substitute. (S. Rept. No. 107–285)

H.R. 695, to establish the Oil Region National Heritage Area, with an amendment in the nature of a substitute. (S. Rept. No. 107–286)

H.R. 706, to direct the Secretary of the Interior to convey certain properties in the vicinity of the Elephant Butte Reservoir and the Caballo Reservoir, New Mexico. (S. Rept. No. 107–287)

H.R. 2115, to amend the Reclamation Wastewater and Groundwater Study and Facilities Act to authorize the Secretary of the Interior to participate in the design, planning, and construction of a project to reclaim and reuse wastewater within and

outside of the service area of the Lakehaven Utility District, Washington. (S. Rept. No. 107–288)

H.R. 2828, To authorize payments to certain Klamath Project water distribution entities for amounts assessed by the entities for operation and maintenance of the Project's transferred works for 2001, to authorize refunds to such entities of amounts collected by the Bureau of Reclamation for reserved works for 2001. (S. Rept. No. 107–289)

S. 2328, to amend the Public Health Service Act and the Federal Food, Drug, and Cosmetic Act to ensure a safe pregnancy for all women in the United States, to reduce the rate of maternal morbidity and mortality, to eliminate racial and ethnic disparities in maternal health outcomes, to reduce pre-term, labor, to examine the impact of pregnancy on the short and long term health of women, to expand knowledge about the safety and dosing of drugs to treat pregnant women with chronic conditions and women who become sick during pregnancy, to expand public health prevention, education and outreach, and to develop improved and more accurate data collection related to maternal morbidity and mortality, with an amendment in the nature of a substitute.

S. 1210, to reauthorize the Native American Housing Assistance and Self-Determination Act of 1996, with an amendment in the nature of a substitute. **Pages S8671–72**

#### Measures Passed:

**Native American Commercial Driving Training and Technical Assistance Act:** Senate passed S. 1344, to provide training and technical assistance to Native Americans who are interested in commercial vehicle driving careers, after agreeing to a committee amendment in the nature of a substitute. **Pages S8693–94**

**Indian Financing Amendments Act:** Senate passed S. 2017, to amend the Indian Financing Act of 1974 to improve the effectiveness of the Indian loan guarantee and insurance program, after agreeing to a committee amendment in the nature of a substitute. **Pages S8694–96**

**Native American Alcohol and Substance Abuse Program Consolidation Act:** Senate passed S. 210,

to authorize the integration and consolidation of alcohol and substance abuse programs and services provided by Indian tribal governments, after agreeing to a committee amendment in the nature of a substitute.

**Pages S8696–99**

**Department of the Interior Appropriations:** Senate resumed consideration of H.R. 5093, making appropriations for the Department of the Interior and related agencies for the fiscal year ending September 30, 2003, taking action on the following amendments proposed thereto:

**Pages S8632–44, S8656–63**

Pending:

Byrd Amendment No. 4472, in the nature of a substitute.

**Pages S8632–44, S8656–63**

Byrd Amendment No. 4480 (to Amendment No. 4472), to provide funds to repay accounts from which funds were borrowed for emergency wildfire suppression.

**Page S8632**

Craig/Domenici Amendment No. 4518 (to Amendment No. 4480), to reduce hazardous fuels on our national forests.

**Page S8632**

Dodd Amendment No. 4522 (to Amendment No. 4472), to prohibit the expenditure of funds to recognize Indian tribes and tribal nations until the date of implementation of certain administrative procedures.

**Page S8632**

Byrd/Stevens Amendment No. 4532 (to Amendment No. 4472), to provide for critical emergency supplemental appropriations.

**Page S8632**

Daschle motion to reconsider the vote whereby cloture was not invoked on Byrd Amendment No. 4480 (to Amendment No. 4472).

**Page S8662**

During consideration of this measure today, Senate also took the following action:

By 50 yeas to 49 nays (Vote No. 217), three-fifths of those Senators duly chosen and sworn, not having voted in the affirmative, Senate failed to agree to the motion to close further debate on Byrd Amendment No. 4480 (to Amendment No. 4472), listed above.

**Page S8662**

A unanimous-consent agreement was reached providing for further consideration of the bill at 9:30 a.m., on Wednesday, September 18, 2002.

**Page S8699**

**Homeland Security Act:** Senate resumed consideration of H.R. 5005, to establish the Department of Homeland Security, taking action on the following amendments proposed thereto:

**Pages S8644–49, S8652–56, S8663**

Adopted:

Thompson/Warner Amendment No. 4513 (to Amendment No. 4471), to strike title II, establishing the National Office for Combating Terrorism, and title III, developing the National Strategy for Combating Terrorism and Homeland Security

Response for detection, prevention, protection, response, and recover to counter terrorist threats.

**Pages S8644, S8663**

Withdrawn:

Lieberman Amendment No. 4534 (to Amendment No. 4513), to provide for a National Office for Combating Terrorism, and a National Strategy for Combating Terrorism and the Homeland Security Response.

**Pages S8644, S8663**

Pending:

Lieberman Amendment No. 4471, in the nature of a substitute.

**Pages S8644–49, S8652–56, S8663**

A motion was entered to close further debate on Lieberman Amendment No. 4471, in the nature of a substitute (listed above) and, in accordance with the provisions of Rule XXII of the Standing Rules of the Senate, a cloture vote will occur on Thursday, September 19, 2002.

**Page S8652**

A unanimous-consent agreement was reached providing for further consideration of the bill at 12:30 p.m., on Wednesday, September 18, 2002.

**Page S8699**

**Messages From the President:** Senate received the following message from the President of the United States:

Transmitting, pursuant to law, the periodic report on telecommunications payments made to Cuba pursuant to Treasury Department specific licenses; to the Committee on Foreign Relations. (PM–108)

**Page S8670**

**Nominations Received:** Senate received the following nominations:

Peter DeShazo, of Florida, a Career Member of the Senior Foreign Service, Class of Minister-Counselor, for the rank of Ambassador during tenure of service as Deputy Permanent Representative of the United States of America to the Organization of American States.

John L. Morrison, of Minnesota, to be a Member of the Board of Directors of the Overseas Private Investment Corporation for a term expiring December 17, 2004.

1 Air Force nomination in the rank of general.

6 Coast Guard nominations in the rank of admiral.

Routine lists in the Army, Coast Guard, Marine Corps, Navy.

**Pages S8699–S8700**

**Nominations Withdrawn:** Senate received notification of withdrawal of the following nominations:

John Roderick Davis, of Alabama, to be a Member of the Board of Trustees of the Harry S Truman Scholarship Foundation for a term expiring December 10, 2005, which was sent to the Senate on May 6, 2002.

**Page S8700**

**Messages From the House:**

**Pages S8670–71**

Executive Communications:	Page S8671
Executive Reports of Committees:	Pages S8672–73
Additional Cosponsors:	Pages S8673–74
Statements on Introduced Bills/Resolutions:	Pages S8674–84
Additional Statements:	Pages S8669–70
Amendments Submitted:	Pages S8684–93
Notices of Hearings/Meetings:	Page S8693
Authority for Committees to Meet:	Page S8693
Record Votes: One record vote was taken today. (Total—217)	Page S8662

**Adjournment:** Senate met at 9:30 a.m., and adjourned at 6:51 p.m., until 9:30 a.m., on Wednesday, September 18, 2002. (For Senate's program, see the remarks of the Acting Majority Leader in today's Record on page S8699).

## Committee Meetings

(Committees not listed did not meet)

### 2002 FARM BILL

*Committee on Agriculture, Nutrition, and Forestry:* Committee concluded hearing to examine the implementation of the Farm Security and Rural Investment Act (P.L. 107–171), after receiving testimony from Ann M. Veneman, Secretary of Agriculture, who was accompanied by several of her associates.

### NOMINATIONS

*Committee on Armed Services:* Committee ordered favorably reported 4,409 nominations in the Army, Navy, Marine Corps, and Air Force.

### IRAQ

*Committee on Armed Services:* Committee concluded closed hearings to examine the situation in Iraq, after receiving testimony from George J. Tenet, Director, Central Intelligence Agency; and Rear Adm. Lowell E. Jacoby, USN, Acting Director, Defense Intelligence Agency, Department of Defense.

### TENNESSEE VALLEY AUTHORITY

*Committee on Banking, Housing, and Urban Affairs:* Committee concluded hearings to examine corporate responsibility, financial disclosure, and oversight at the Tennessee Valley Authority (TVA), including the TVA's implementation of related provisions of H.R. 3763, to protect investors by improving the accuracy and reliability of corporate disclosures made pursuant to the securities laws (P.L. 107–204), after receiving testimony from Skila Harris, Director, Tennessee Valley Authority; Alan L. Beller, Director, Division of Corporate Finance, Securities and Ex-

change Commission; Craven Crowell, GCW Consulting, Arlington, Virginia, former Chairman, Tennessee Valley Authority; Allan G. Pulsipher, Louisiana State University Center for Energy Studies, Baton Rouge, former Chief Economist, Tennessee Valley Authority; and Daniel T. Gates, Moody's Investors Service, Washington, D.C.

### AVIATION CARGO SECURITY

*Committee on Commerce, Science, and Transportation:* Committee concluded closed hearings to examine aviation cargo security, after receiving testimony from Adm. James M. Loy, USCG (Ret.), Acting Under Secretary of Transportation for Security; and Alexis M. Stefani, Assistant Inspector General for Auditing, Office of Inspector General, Department of Transportation.

### NATIONAL NANOTECHNOLOGY INITIATIVE

*Committee on Commerce, Science, and Transportation:* Subcommittee on Science, Technology, and Space concluded hearings to examine nanotechnology research and development issues, including the status of the National Nanotechnology Initiative, after receiving testimony from Richard M. Russell, Associate Director for Technology, Office of Science and Technology Policy; F. Mark Modzelewski, NanoBusiness Alliance, New York, New York; Samuel I. Stupp, Northwestern University, Institute for Bioengineering and Nanoscience in Advanced Medicine, Evanston, Illinois, on behalf of National Research Council Committee for the Review of the National Nanotechnology Initiative; R. Stanley Williams, Hewlett-Packard Laboratories, Palo Alto, California; and Nathan Swami, Initiative for Nanotechnology in Virginia/University of Virginia Microelectronics Program, Charlottesville.

### FERC NOTICE OF PROPOSED RULEMAKING

*Committee on Energy and Natural Resources:* Committee held oversight hearings to examine the Federal Energy Regulatory Commission's Standard Market Design Notice of Proposed Rulemaking (NOPR), and on such related issues as the capacity of load serving entities to reserve sufficient transmission to meet their contractual and statutory obligations to serve, transmission pricing and other matters dealt within the NOPR, receiving testimony from Patrick Wood III, Chairman, Federal Energy Regulatory Commission, Department of Energy; Kentucky Governor Paul E. Patton, Lexington; Marilyn Showalter, Washington Utilities and Transportation Commission, Olympia; Sandra L. Hochstetter, Arkansas Public Service Commission, Little Rock; Terry S. Harvill, Illinois Commerce Commission, Chicago; Sonny Popowsky, Pennsylvania Office of Consumer